

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO

JOYCE RAE FENDALL WILKINSON, as Personal)	
Representative and Administratrix of the ESTATE of)	
PAUL THOMAS WILKINSON, II,)	Case No. C-1-01288
)	
Plaintiff,)	Judge Beckwith
)	Magistrate Black
vs.)	
)	
KATHRYN JEAN FAULEY, M.D.; MARY A.)	
HANEBERG MERLING, M.D.; and CLINTON)	
MEMORIAL HOSPITAL,)	
)	
Defendants.)	
)	
)	

**MOTION FOR ORDER EXCUSING JOYCE RAE FENDALL WILKINSON
FROM APPEARING PERSONALLY AT FINAL PRETRIAL CONFERENCE**

COMES NOW plaintiff and moves this Court for an order excusing her from appearing personally at the Final Pretrial Conference scheduled for Monday, October 18, 2004, beginning at 9:00 a.m. In support of this motion, plaintiff states as follows:

1. Plaintiff's counsel has inquired of defense counsel as to whether they have any objection to Joyce Wilkinson not appearing personally at the Final Pretrial Conference. Counsel for defendant hospital has stated they have no opposition; defendant doctors have not voiced an objection.

2. Joyce Wilkinson lives in Oregon, is a single mother of two, ages 7 and 11, and is the sole breadwinner for the family. It would create a hardship for her travel to Cincinnati for a hearing.

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3. If excused from personal appearance, Joyce Wilkinson will be available by telephone during the Final Pretrial Conference.

WHEREFORE, plaintiff respectfully request that the Court waive its requirement that she attend the Final Pretrial Conference and issue an order excusing Joyce Rae Fendall Wilkinson from appearing personally at the Final Pretrial Conference scheduled for Monday, October 18, 2004.

Respectfully submitted,

s/Mark B. Hutton

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CERTIFICATE OF SERVICE

I hereby certify that on the 13th day of October, 2004, I presented the foregoing to the clerk of the court for filing and uploading to the CM/ECF system which will send a notice of electronic filing to the following:

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s/Renee Infante

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